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April 26, 2007

Andrea Needles
Senior Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: Citizens United Political Victory Fund
C00295527

Dear Ms. Needles:

Your March 30, 2007 correspondence to Kevin Allen, Treasurer, Citizens United Political Victory Fund ("CU-PVF"), has been submitted to me for reply. CU-PVF is a separate, segregated fund of Citizens United, and I am Citizens United's Vice President and General Counsel.

In your letter you note that Schedule A of CU-PVF's Amended 30 Day Post-General Report (10/19/06 - 11/27/06) did not include the employer and occupation of several of the contributors listed therein, and explain the Federal Election Commission ("Commission") rules for obtaining and reporting that information. With regard to that particular information you ask that CU-PVF either file an amended report containing the contributors' employment and occupation information, or provide a detailed description of the procedures undertaken to obtain the information in order to verify that "best efforts" have been employed to obtain the information. You also ask for a clarification of all expenditures for "tv ad production" that were listed on Schedule B.

As I explained in detail below, the treasurer of CU-PVF has used "best efforts" to obtain the employment and occupation of the contributors listed on Schedule A. Nevertheless, an amended 30 Day Post-General Report is being filed with corrected information. For the most part, the corrections relate to the manner in which homemakers and self-employed persons were reported. In the Report, "Homemaker" was often listed under employer instead of occupation, while "Self Employed" was often listed under occupation instead of employer. The amended report lists "Homemaker" as the occupation, and "Self Employed" as the employer. Since none of the amendments

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result in any changes in receipts, expenditures or the cash on hand balance at the end of the reporting period, we are not submitting amendments to subsequently filed reports, as the amendments to the report in question do not result in any changes to the information reported in any subsequent reports.

CU-PVF's procedures for obtaining the employer and occupation of its contributors are as follows:

First, a request for the occupation and employer of each contributor is made in the initial solicitation to the prospective contributor. For written solicitations (e.g. direct mail) a form is included that requests the contributors occupation and employer. For oral solicitations (e.g. telemarketing), the request is made orally as part of the solicitation script. In either case, the request includes a statement that Federal law requires CU-PVF use its best efforts to obtain and report the employer and occupation of any person who contributes in excess of \$200 in a calendar year.

Second, a follow-up letter is promptly mailed to each contributor requesting his or her employer and occupation. This letter is mailed within 30 days of receipt of the contribution (usually within one or two business days) and advises the contributor that Federal law requires CU-PVF to use best efforts to obtain that information from all persons who contribute in excess of \$200 in a calendar year, and includes a form for providing the information. While this letter thanks the contributor's for his or her contribution, it makes no request for any further contribution. Enclosed with the follow-up communication is a pre-addressed envelope for returning the employer/occupation form to CU-PVF.

Third, if the contributor returns the completed form prior to the deadline for completing the FEC Report for which the information is required, the information is included on the initial report. If the information is provided subsequent to filing of the initial report, it is CU-PVF policy to file an amended report disclosing the newly obtained information on or before the due date for the next regularly scheduled report.

CU-PVF believes that the procedures described above fully conform with both the letter and spirit of the Commission's "best efforts" requirements. However, if you believe there is a deficiency in the process please let me know so that we can discuss any steps necessary to rectify the matter.

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The second issue raised by your letter is a request for clarification of the "tv ad production" explanation for certain expenditures listed on Schedule B. The only entry on the 30 Day Post-General Report for "tv ad production" is an expenditure of \$8466.00 to Warfield and Company. That company produced a television advertisement for CU-PVF that was aired nationally. The ad was produced and aired completely independent of any political party, Federal candidate or their agents, but was not reported as an independent expenditure because it did not expressly advocate the election or defeat of any clearly identified Federal candidate(s). Thus, the expenditure was reported on line 29 as "Other Disbursements." The expenditures for airtime for the ad are listed on Schedule B as payments to "Patrick Media," which are described as "Public Communication (TV commercial)." We believe the descriptions made on the report accurately reflect the nature of these expenditures, but we are open to any suggestions that you might care to offer, which would further clarify the purpose of the expenditures.

I believe that I have covered each of the issues raised in your letter, but if I missed something, please feel free to drop me a line or give me a call and I will be happy to provide further clarification. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Boos", with a long horizontal flourish extending to the right.

Michael Boos
Vice President &
General Counsel

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Federal Election Commission
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